Nos. 75, 83, 140

IN THE

SUPREME COURT OF THE UNITED STATES

OCTOBER TERM, 1964

COLORADO INTERSTATE GAS COMPANY, *Appellant*,
vs.
THE STATE CORPORATION COMMISSION OF THE STATE OF KANSAS, SOUTHWEST KANSAS ROYALTY OWNERS ASSOCIATION AND PANHANDLE EASTERN PIPE LINE COMPANY, *Appellees*.

NORTHERN NATURAL GAS COMPANY AND CITIES SERVICE GAS COMPANY, *Appellants*,
vs.
THE STATE CORPORATION COMMISSION OF THE STATE OF KANSAS, SOUTHWEST KANSAS ROYALTY OWNERS ASSOCIATION AND PANHANDLE EASTERN PIPE LINE COMPANY, *Appellees*.

KANSAS-NEBRASKA NATURAL GAS COMPANY, INC., *Appellant*,
vs.
THE STATE CORPORATION COMMISSION OF THE STATE OF KANSAS, SOUTHWEST KANSAS ROYALTY OWNERS ASSOCIATION AND PANHANDLE EASTERN PIPE LINE COMPANY, *Appellees*.

ON APPEAL FROM THE SUPREME COURT OF THE STATE OF KANSAS

RESPONSE OF APPELLEES STATE CORPORATION COMMISSION OF THE STATE OF KANSAS AND SOUTHWEST KANSAS ROYALTY OWNERS ASSOCIATION TO MEMORANDUM FOR THE FEDERAL POWER COMMISSION AS AMICUS CURIAE

*E. EDWARD JOHNSON, *General Counsel for State Corporation Commission of Kansas*,
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IN THE

SUPREME COURT OF THE UNITED STATES

OCTOBER TERM, 1961

No. 75

COLORADO INTERSTATE GAS COMPANY, *Appellant*,

vs.

THE STATE CORPORATION COMMISSION OF THE STATE OF KANSAS, SOUTHWEST KANSAS ROYALTY OWNERS ASSOCIATION AND PANHANDLE EASTERN PIPE LINE COMPANY, *Appellees*.

No. 83

NORTHERN NATURAL GAS COMPANY AND CITIES SERVICE GAS COMPANY, *Appellants*,

vs.

THE STATE CORPORATION COMMISSION OF THE STATE OF KANSAS, SOUTHWEST KANSAS ROYALTY OWNERS ASSOCIATION AND PANHANDLE EASTERN PIPE LINE COMPANY, *Appellees*.

No. 140

KANSAS-NEBRASKA NATURAL GAS COMPANY, INC., *Appellant*,

vs.

THE STATE CORPORATION COMMISSION OF THE STATE OF KANSAS, SOUTHWEST KANSAS ROYALTY OWNERS ASSOCIATION AND PANHANDLE EASTERN PIPE LINE COMPANY, *Appellees*.

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The Solicitor General of the United States in his Memorandum on behalf of the Federal Power Commission as *amicus curiae* states the cases should be dismissed.

This response is for the purpose of stating that the responding appellees are not only necessarily in accord with this ultimate conclusion, but also agree with the expressed rationale leading to this position.

The Solicitor General's careful analysis of the facts is a refreshing contrast to appellants' many statements which are both inaccurate and unsupported in the record.

The Memorandum completely destroys appellants' suggestions that the Kansas judicial and regulatory authorities are joined together in a conscious conspiracy designed to transgress federal jurisdiction.

Appellants' prolonged efforts to carve out a new regulatory no-man's-land under the pious guise of defending federal regulation, typified by such *ad hominem* arguments, are now fully exposed.

We respectfully submit that these appeals should be dismissed so that state and federal regulation can cooperatively proceed after eight years of hearings and litigation.

Respectfully submitted,

E. EDWARD JOHNSON, *General Counsel for State Corporation Commission of Kansas,*
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